

1 CITY OF LAS VEGAS  
BRADFORD R. JERBIC  
2 City Attorney  
Philip R. Byrnes  
3 Senior Litigation Counsel  
Nevada Bar No. 166  
4 [pbyrnes@lasvegasnevada.gov](mailto:pbyrnes@lasvegasnevada.gov)  
495 S. Main Street, Sixth Floor  
5 Las Vegas, NV 89101  
(702) 229-6629 (office)  
6 (702) 386-1749 (fax)  
*Attorneys for City of Las Vegas*

7  
8 **UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

9 DAVID LaVELLE,

10 Plaintiff,

11 vs.

12 CITY OF LAS VEGAS, NEVADA; AND  
ROBERT BROWN, POLICE OFFICER  
13 WITH LAS VEGAS METROPOLITAN  
POLICE DEPARTMENT, IN HIS OFFICIAL  
AND INDIVIDUAL CAPACITIES,

14 Defendants.  
15

CASE NO. 2:19-cv-01251-JCM-CWH

**STIPULATION AND  
ORDER TO EXTEND TIME FOR  
DEFENDANTS TO RESPOND TO:**

- **PLAINTIFF'S COMPLAINT (ECF NO. 1); AND**
- **MOTION FOR PRELIMINARY INJUNCTION (ECF NO. 10)**

**(Second Request)**

17 Pursuant to Local Rules IA 6-1, 6-2 and 7-1, plaintiff David LaVelle, defendant City of  
18 Las Vegas ("City"), and defendant Robert Brown, Police Officer with Las Vegas Metropolitan  
19 Police Department ("Brown"), by and through their respective counsel, hereby stipulate and  
20 respectfully request that the Court extend the deadline by one (1) additional week for the City  
21 and Brown to answer or otherwise respond to plaintiff's verified complaint ("Complaint"), ECF  
22 No. 1, as well as plaintiff's motion for preliminary injunction ("Motion"). (ECF No. 10). On  
23 August 20, 2019, the Court granted the parties' stipulation to allow the City and Brown  
24 additional time to respond to the Complaint and Motion to allow the defending parties sufficient  
25 time to conduct a thorough investigation into plaintiff's allegations and to respond to the same.  
26 The City's and Brown's responses to the Motion and Complaint are presently due on Monday,  
27 September 9, 2019, and Monday, September 16, 2019, respectively.

28 ///

1           This second extension request is not being sought to unduly delay the proceedings; rather,  
2           good cause exists for this extension as the defending parties are working in good faith to  
3           amicably resolve this case without further intervention from the Court. The parties stipulate that  
4           the City and Brown will respond to the Motion by **Monday, September 16, 2019** and to the  
5           Complaint by **Monday, September 23, 2019**, which should afford the parties sufficient time to  
6           settle this dispute.

7           ///

8           ///

9           ///

10          ///

11          ///

12          ///

13          ///

14          ///

15          ///

16          ///

17          ///

18          ///

19          ///

20          ///

21          ///

22          ///

23          ///

24          ///

25          ///

26          ///

27          ///

28          ///

An additional one (1) week for the defending parties to file their responses will not alter the date of any event or any deadline already fixed by Court order.

IT IS HEREBY STIPULATED:

Dated this 5th day of September, 2019.

Dated this 5th day of September, 2019.

/s/ ELIAS P. GEORGE

/s/ NATHAN W. KELLUM

PHILIP R. BYRNES  
Senior Litigation Counsel  
Nevada Bar No. 166  
ELIAS P. GEORGE  
Deputy City Attorney  
Nevada Bar No. 12379  
CITY OF LAS VEGAS  
495 South Main Street, Sixth Floor  
Las Vegas, NV 89101  
[pbyrnes@lasvegasnevada.gov](mailto:pbyrnes@lasvegasnevada.gov)  
[egeorge@lasvegasnevada.gov](mailto:egeorge@lasvegasnevada.gov)  
*Attorneys for City of Las Vegas*

NATHAN W. KELLUM  
CENTER FOR RELIGIOUS EXPRESSION  
Tennessee Bar No. 13482  
699 Oakleaf Office Lane, Suite 107  
Memphis, TN 38117  
[nkellum@crelaw.org](mailto:nkellum@crelaw.org)


DAVID J. MERRILL  
DAVID J. MERRILL, PC  
Nevada Bar No. 6060  
10161 Park Run Drive, Suite 150  
Las Vegas, NV 89145  
[david@djmerillpc.com](mailto:david@djmerillpc.com)  
*Attorneys for Plaintiff  
David LaVelle*

Dated this 5th day of September, 2019.

/s/ JACKIE V. NICHOLS

NICHOLAS D. CROSBY  
MARQUIS AURBACH COFFING  
Nevada Bar No. 8996  
JACKIE V. NICHOLS  
Nevada Bar No. 14246  
10001 Park Run Drive  
Las Vegas, NV 89145  
[ncrosby@maclaw.com](mailto:ncrosby@maclaw.com)  
[jnichols@maclaw.com](mailto:jnichols@maclaw.com)  
*Attorneys for Robert Brown, Police Officer  
with Las Vegas Metropolitan Police  
Department*

IT IS SO ORDERED:

  
UNITED STATES DISTRICT JUDGE

DATED: September 9, 2019